# D209257037

### Electronically Recorded

Official Public Records

Tarrant County Texas 2009 Sep 28 09:42 AM

Fee: \$ 24.00

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aganne Henley Fort Worth, Texas

3250 Heritage Trace Parkway Suzanne Henderson L/C: 042-2710

File # 44191 08R27921(NDS) Submitter: ACS INC Prepared by Paskshy Slattery After recording return to: Jill Kozeluh McDonald's USA, LLC One McDonald's Plaza

Oak Brook, Illinois 60523

### SUPPLEMENT TO LEASE

This agreement is dated August 18, 2009 ("Agreement") and supplements the Ground Lease dated December 4, 2008 as amended by Agreement Amending Lease dated January 21. 2009 (collectively, the "Lease") between ALLIANCE TOWN CENTER I, L.P., a Texas limited partnership ("Landlord"), whose address is 301 Commerce, Suite 3635, Fort Worth, Texas 76102, and McDONALD'S USA, LLC, a Delaware limited liability company ("Tenant") whose address is One McDonald's Plaza, Oak Brook, Illinois 60523, for the premises described on Exhibit A.

Pursuant to the terms and conditions contained in the Lease, this Agreement is executed to affirm the following facts:

- The commencement date of the term of the Lease is December 4, 2008.
- The commencement date of the rent is July 17, 2009.
- The commencement date of Tenant's obligation to pay real estate taxes is July 17, 2009.
- The date upon which the original term of the Lease will expire is July 17, 2029.

The Lease, as supplemented by this Agreement, is ratified and confirmed by Landlord and Tenant.

LANDLORD:

ALLIANCE TOWN CENTER I, L.P.,

a Texas limited partnership

By: Trademark Alliance, L.P., a Texas limited partnership. Its general partner

By: TA Genpar, L.L.C.,

a Texas limited liability company,

Its general partner

By: Name:

Its:

TENANT:

McDONALD'S USA. LLC.

a Delaware limited liability company

By:

Name: Its:

Catherine A. Griffin

Vice-President

(Attach all Acknowledgment Certificates and Exhibit A)



## McDonald's USA, LLC (ACKNOWLEDGMENT)

STATE OF ILLINOIS

SS:

COUNTY OF DuPAGE

I, Marilyn B. Lawler, a Notary Public in and for the county and state aforesaid, DO HEREBY CERTIFY that Catherine A. Griffin, Vice-President, of McDonald's USA, LLC, a Delaware corporation, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Catherine A. Griffin, appeared before me this day in person and acknowledged that she signed, sealed and delivered the said instrument as her free and voluntary act as Vice-President and as the free and voluntary act of said corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 21st day of August 2009.

OFFICIAL SEAL
MARILYN B LAWLER
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:08/16/16

Marilyn B. Lawler. Notary Public

My commission expires: August 16, 2010

**NOTARY PUBLIC** 

### **ACKNOWLEDGMENT**

STATE OF TLEXAS )	
STATE OF Tiexas ) SS: COUNTY OF Tarrant )	
Vice Resident-Finance  TX Linuted Particuship  whose name is subscribed  Kurby Smith  acknowledged that he/she signed, seal	who is personally known to me to be the person to the foregoing instrument as such appeared before me this day in person and ed and delivered the said instrument as his/her free and as the free and voluntary act of said
Given under my hand and notarial s	eal, this 1441 day of Siptember, 2009.
Belinda L. Well Notary Public	My commission expires: 18-04-3017
	BELINDA C. HALL

Fort Worth, TX 1-35 and Heritage Trace L/C: 042-2710

### Exhibit A

BEING a 1.061 acre tract of land situated in the William McCowen Survey, Abstract Number 999 in the City of Fort Worth, Tarrant County, Texas and being the same as Lot 4B, Block A of the Final Plat of Alliance Town Center, an addition to the City of Fort Worth according to the plat recorded in Cabinet A, Slide 11579 of the Plat Records of Tarrant County, Texas (PRTCT) and also being part of a 57.5245 acres tract recorded in Instrument D206124374 and being more particularly described as follows:

BEGINNING at a 5/8" iron rod found for the northeast corner of said Lot 4B, Block A and also being the northwest corner of Lot 4C, Block A and being located in the south line of Heritage Trace Parkway, having a 120 foot width right-of-way;

THENCE departing the south line of said Heritage Trace Parkway, SOUTH 00°16'00" WEST along the east line of said Lot 4B and the west line of said 4C, a distance of 245.25 feet to a 5/8" iron rod found at the southeast corner of said Lot 4B and an inter ell corner of said Lot 4C, for corner;

THENCE NORTH 89°44'00" WEST a distance of 136.86 feet along the south line of said lot 4B and the north line of said Lot 4C to a 5/8" iron rod found in the south line of said Lot 4B and the north line of said Lot 4C, also being in a curve to the right, having a radius of 583.24 feet and a chord bearing of NORTH 87°43'31" WEST, for corner;

THENCE along said curve to the right, through a central angle of 4°06'42", for an arc lenth of 41.85 feet to a 5/8" iron rod set for the southwest corner of said Lot 4B and the southeast corner of Lot 4A, Block A of said Alliance Town Center and the end of said curve;

THENCE NORTH 00°16'00" EAST along the common line of said Lot 4B and said Lot 4A, a distance of 270.73 feet to a 5/8 inch iron rod set at the northwest corner of said Lot 4B and the northeast corner of said Lot 4A in the south line of said Heritage Trace Parkway for corner;

THENCE along the south line of said Heritage Trace Parkway, SOUTH 81°09'21" EAST a distance of 180.70 feet to the POINT OF BEGINNING;

CONTAINING within these metes and bounds 1.061 acres or 46,209 square feet of land more or less all according to that survey prepared by A.J. Bedford Group, Inc